

No. 52019-2 II

COURT OF APPEALS, DIVISION II  
OF THE STATE OF WASHINGTON

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JEREMY HOLLIS


Appellant

V.

ELIZABETH GOODWIN

Respondent

Brief of respondent-11

FILED  
COURT OF APPEALS  
DIVISION II  
2019 MAR -8 AM 8:06  
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## I. INTRODUCTION

In this brief I will explain and show proof and talk about the reasons why I am

Asking domestic violence protection order against the appellant Jeremy

Hollis. While Jeremy and I were living together towards the end of our

relationship. It was not a healthy, mentally, verbally

emotionally. The few years prior to us separating were unstable. Arguments

would escalate quickly and unsafely Jeremy would for years belittle me, put me

down in front of my kids. Jeremy would for years belittle my boys. I have  
express

repeatedly and immensely how fearful I was of him. My sons wrote declarations

on how Jeremy treated them when they were younger, and other concerns they  
had.

Mrs Brost has a habit of not saying my daughters name, she repeatedly says

"mentally ill teenage daughter" in this brief, and in the past. My daughter has a

name and it is Halie. Halie is not ever been diagnosis with any mental illness,  
she

has only been diagnosis by the counselor, psychiatrist working with Halie. The diagnosis are PTSD (post traumatic stress disorder) anxiety, depression, suicidal ideations. Her diagnosis came from trauma experience and situations that did happened between Halie and her father Jeremy.

## II. ASSIGNMENTS OF NON ERROR

1. It was stated that Jeremy has never committed an act of domestic violence. That statement the farthest from the truth. DSHS sent a certified letter dated 7-6-2017 informing Jeremy Hollis that the investigation conducted on 4-13-2017 on the allegation of sexual abuse was "founded"

2. The court did not error in giving a DVPO for the reason of RCW. 26.50.010 (3) (a)(b)

December 6, 2017 transcript pg 73:23-25 ; pg 74:1-14 states " bigger issue is that clearly whatever has happened in the relationship between Mr. Hollis and the child, there is some fear of imminent physical harm". "There's also significant psychological harm to this child".

3. Court proceeding transcript on April 3, 2017 pg 8:15-19 "parties in fact

agreed,to having no contact between child and Mr.Hollis unless it was agreed to,

initiated,or consented to by the child” There was a email from Jason@buzzard

law.com to Margaret Brost on Sunday June19,2016 at 11:08 am stating,”We enter

a parenting plan that provides for time with Mr.Hollis as

can be agreed by the parties after consideration of the child preferences.Joint

decisions communication via email only.We'd be open to having the child

therapist offer recommendations as to problem solving any issues if the child is

willing to allow that to happen,**all restraints will be dismissed**.As soon as I have

your agreement, I will draft a final parenting plan.In the interim, we

strike the hearing scheduled for 6/21.Let me know your thoughts mb.”.

4. Court proceeding transcript on April 3,2017 pg10:13-21 regarding the

disclosure of sexual abuse, given the behaviors exhibited by the child as they

relate to those disclosures, that is sufficient for this court to have entered the order

of protection.

5. Court proceeding transcript on April 3, 2017 pg.7:3-23 reviewing the testimony from Mr.Hollis while I note that he generally denied the physical contact in reviewing the actual factual statements made by Mr. Hollis, the court does find more probable than not that an injury was sustained by the child..  
Case

NO.15-3-01607-34 Commissioner Indu Thomas on April 25,2016

granted the restraining order. WAC 110-30-0030 (f) doing any other act that is likely to cause and does cause bodily harm greater than transient pain or minor temporary mark.I sent into the court a picture of Halie's wrist, she had multi-bruises,from jeremy pulling on her wrists, with such force, bruises are not temporary marks that go away quickly.

### III. ISSUES PERTAINING FOR PROTECTION ORDER

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1. When I would pick up Halie up from Jeremy house, in the car or at our house, Halie would have meltdowns, crying, screaming episodes.
2. Halie would be in a fetal position on her bed, or in the closet. She would be crying and have huge meltdowns at least or up to two days after I picked her up from Jeremy's house. I tried to bring this up to Jeremy, he would dismiss them, ignore what I am trying to say or explain.
3. Halie would beg me to stop talking to him about the problems. She would eventually not talk about what happened over at his house. Come to find out later, Halie stated that Jeremy would take it out on her in different ways
4. I was not able to handle Halie outburst and emotional breakdowns, after some advice I took her to Behavioral Health Resources and had her evaluated and started therapy, around June or July 2015 or so, Halie started therapy.
5. Halie disclosed and brought the letter of sexual assault to her counselor, she is a mandated reporter and made a report with CPS.
6. Halie would slowly opened up about the vivid nightmares about things and situations that happened with Jeremy.
7. As of 6-29-2017 the treatment plan outlined "client continues to have have trauma symptoms and intermittent suicidal ideation and self harm client has recently disclosed past sexual abuse by dad and there is a investigation in place".
8. In the court papers I have sent some therapy papers explaining about Halie and the struggle she is having after disclosing the sexual assault of Jeremy.

9. My sons Ayden and Mycah have both written statements, declarations of what actually happened to them when they were younger, and what they experienced with Jeremy.

10. Ayden's declaration 5-26-16 "If I had really upset him I'd be spanked till I was numb often yelled at, not to be able to understand the fury of words and crying to much to listen"

"But there was much worse times were I would be brought to the laundry room and was told to hold onto the washer and not let go as he spanked hard with spatula in one case

The spatula broke and I was told to stay put while he got another. I am scared for my sister's safety over at Jeremy house"

11. Mycah's declaration February 21, 2018 stated after he threw a box of raisin on the ground," Jeremy took him to the laundry room and proceed to hit him with the spatula, on his lower legs, his butt, back". When Mycah kept moving

he "was tied up to the washing machine to keep still". Mycah said "jeremy wasn't

just physically abusive he was mentally abusive and not just to me, he was mentally abusive to my brother Ayden". And the statement continues "For my mom, for not being strong enough to help".

12. September 9-19-17 while still on the restraining order, Jeremy Hollis

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emailed Natalie Eaton Halie's counselor at school. She stated that Jeremy was introducing himself, and talking about Halie and she said she just had a lot of red flags, and called me about what he was saying and asking her. I told her I have active restraining order, and told her about some of the issue that has happened to Halie. September 22, 2017 asked for copy of the email or other communications.

#### IV. STATEMENTS OF THE CASE

##### A. Petition for DVPO

1. Protection order #15-3-011607-34 can into my house, uninvited
2. Ayden and Mycah's declarations on the verbally, mental, physical abuse
3. BHR reports, Hospitals reports
4. CPS "founded" letter

##### B. FINDING OF PSYCHOLOGICAL HARM

1. Protection Order #15-3-01607 with Halie's wrist RCW 26.50.010 (3)  
(a)

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2. Protection order #17-2-30438 sexual assault WAC 110-30-0030 (3)
3. Court Transcripts Dec 6,2017 pg 44:16-25 pg 45:1-12
4. Court Transcripts Dec 6, 2017 pg 73:23-25 pg.74:6-14 court expressing Physical harm; significant psychological harm
- 5.Court Transcripts April 3,2018 pg 9:12-21
- 6.Court Transcripts May 18,2018 "There is an sufficient basis for the court commissioner ruling" Judge Mary Sue Wilson
7. BHR documents (history of Jeremy)
8. Hospital reports documents (events) happened after the disclosure of sexual assault

#### C. INFLECTION OF FEAR OF IMMINENT PHYSICAL HARM

1. Declarations of history of Jeremy from Ayden, Mycah  
There childhood, and what Jeremy has done to them
2. Court findings in Dec 6, 2017 by Commissioner Kortokrax
3. Court findings in April 3, 2018 clarification by Commissioner Kortokrax
4. Court findings in May 18, 2018 Mary Sue Wilson agreed with the findings of  
Commissioner Kortokrax, denied revision

## V. STANDARD OF REVIEW

1. The commissioner did not error in the DVPO against Jeremy  
As defined in RCW 26.50010
2. WAC 110-30-0030 (f) An abused child is one who has been  
subjected to child abuse or neglect as defined in this section
3. RCW 4.16.340 NOTES: Finding-Intent 1991 c 212: (2)  
Childhood sexual abuse is a traumatic experience for the victim causing  
long lasting damage
4. (4) The victim of childhood sexual abuse may be unable to understand  
or make connection between childhood sexual abuse and emotional harm or  
damage until many years later (BHR reports, hospital)
5. (5) Even though victims may be aware of injuries related to the  
childhood sexual abuse, more serious injuries maybe discovered many years later

## VI. ARGUMENT

The commissioner was not in err because RCW 26.50.010 (3) (a) states  
Sexual Assault of one family or household member. CPS "Founded" report. Mrs  
Brost stated it was hearsay statements from Halie Hollis and "were not proven  
by any legal standard whatsoever" Mrs Brost knew of the "founded"  
results. Court

proceedings Dec 6,2017 pg 72 7-11 Mrs Brost states "it is not the basis for Domestic Violence Order" line#10 states "there is no assault"

In a email that was sent to me by Jason Buzzard Law it states " referring the Communication via email only". "All restaurants will be dismissed" Referring to the first restraining order, 15-3-0160734.The parenting plan states Halie has control of when she wants to talk or see him.This didn't stop him from going to Halie school, drop off notes,come to assemblies, teacher conferences, without Halie.Jeremy would send pictures for Veterans Day, and send Halie into a severe panic attack.My son Ayden, Mycah has written a declarations, on what it was like

For their childhood.Ayden has written statements, on Jeremy pounding on the door, front and back.My kids were terrified and calling me texting me,I told my son, if your that scared or he is not leaving, call the cops.Ayden said he wanted to call them, but was afraid to that Jeremy might retaliate.

My sons were afraid to open the door when he was pounding and shouting through the door.Ayden and Mycah they would do the best they can to calm Halie down from having a panic attack, or she would be in the closet in a fetal position.During many of visits with Jeremy, Halie would have meltdowns, when I tried to talk to Jeremy.Jeremy

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would dismiss what I would say. She would beg me not to say anything. Come to find out Jeremy would take it out on Halie. Eventually Halie stopped talking to me and telling me things that happened over there. Since the disclosure of the sexual assault, Halie is having a hard time healing. She is still having vivid dreams and nightmare, about situations that happened between Jeremy and Halie.

I am asking the court to please take all the documents, and statements from my sons, hospital reports, counseling into consideration. I am asking to keep the restraining order active and in effect. This way Jeremy is not allow to show up at school, come to our house, or call. It will give Halie security knowing that he cannot do this, and other things. Also give her the chance and opportunity to continue to heal, and give her piece of mind.

I declare under penalty of perjury under the law of State of Washington that the foregoing is true and correct, and will be willing to swear under oath, that it is true and correct

DATED March 6, 2019

Respectfully submitted,

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## DECLARATION OF SERVICE

On said day below, I e-filed a true and accurate  
Copy of the Brief of Appellant in Court of Appeals,  
Division II, Case No. 52019-II to the following parties:

Brost Law  
1800 Cooper Point Road SW  
Building 18  
Olympia, WA 98502

I declare under penalty of perjury under the laws of the  
State of Washington and the United States that the foregoing  
Is true and correct.

Date this March 06, 2019

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